

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Safety and Enforcement Division Rail Transit and Crossings Branch Rail Transit Safety Section	Resolution ST-156 September 5, 2013
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REDACTED

RESOLUTION

RESOLUTION ST-156 GRANTING APPROVAL OF THE FINAL
REPORT ON 2012 TRIENNIAL ON-SITE SECURITY REVIEW OF
SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY

SUMMARY

This resolution approves the California Public Utilities Commission Safety and Enforcement Division final report titled, "2012 Triennial On-Site Security Review of San Francisco Municipal Transportation Agency (SFMTA)," dated July 5, 2013. The report compiles the results of Commission Staff review of the San Francisco Municipal Transportation Agency security program. Background information and review procedures only are included in the redacted report.

BACKGROUND

Commission General Order No. 164-D, "Rules and Regulations Governing State Safety Oversight of Rail Fixed Guideway Systems" requires the Rail Transit Safety Section (RTSS) Staff (Staff) to conduct an on-site security review of transit agencies operating rail fixed guideway systems at least once every three years.

From 1996 to 2008, the Commission's RTSS partnered with the Transportation Security Administration (TSA) in performing rail transit security reviews. However, in the later half of 2008, RTSS took over the responsibility of security reviews from the TSA.

RTSS had the responsibility of standardizing the format of the Rail Transit Agency's Triennial Security Reviews and looked towards the Federal Transit Administration (FTA) for guidance. The undertaking of the FTA was to define and guide Commission's RTSS to what they considered Security Sensitive Information and what was allowed for the public to view. The RTSS management worked with Commission's legal department and the FTA over the next two years to define an acceptable standard.

Staff conducted an on-site security review of the San Francisco Municipal Transportation Agency (SFMTA) security program in October 2012. A full description of the security review, including the scope, results, and recommendations, is contained in the final security review report identified in this resolution as Attachment A.

The security review results show that the SFMTA is for the most part in compliance with its System Security Plan. However, Staff did find areas of non-compliance during the review. Activities of each checklist can be found in Section D of the security report.

Staff sent SFMTA a copy of the draft security review report for a 30-day comment period on December 31, 2012. On January 31, 2013, SFMTA submitted a memorandum containing its comments for the draft report, mentioning that SFMTA agrees with most of the CPUC findings in the report, including suggested items for clarification and correction before CPUC issues its final report. Staff considered the comments, and where appropriate, made minor revisions.

DISCUSSION

The final report, "2012 Triennial On-Site Security Review of San Francisco Municipal Transportation Agency (SFMTA)," dated July 5, 2013, included as Attachment A, identifies Staff's activities for each of the five FTA security elements evaluated during the security review. Staff recommends the Commission approve the final security review report titled, "2012 Triennial On-Site Security Review of San Francisco Municipal Transportation Agency (SFMTA)," dated July 5, 2013.

NOTICE

On August 2, 2013, this Resolution was published on the Commission's Daily Calendar.

CONFIDENTIAL INFORMATION

Public Utilities Code Section 583 states: "No information furnished to the commission by a public utility, or any business which is a subsidiary or affiliate of a public utility, or corporation which holds a controlling interest in a public utility, except those matters specifically required to be open to public inspection by this part, shall be open to public inspection or made public except on order of the commission, or by the commission or a commissioner in the course of a hearing or proceeding. Any present or former officer or employee of the commission who divulges any such information is guilty of a misdemeanor."

The confidential appendices, marked "[CONFIDENTIAL]" in the public copy of this resolution should remain confidential at this time.

COMMENTS

The draft resolution of the Safety and Enforcement Division in this matter was mailed to the Parties of Interest on August 1, 2013 in accordance with Section 311 of the Public Utilities Code and Rule 14.2(c) of the Commission's Rules of Practice and Procedure. No comments were received.

THEREFORE, IT IS ORDERED THAT:

1. The Safety and Enforcement Division's request for approval of the final security review report titled, "2012 Triennial On-Site Security Review of San Francisco Municipal Transportation Agency (SFMTA)," dated July 5, 2013, is granted.
2. The San Francisco Municipal Transportation Agency shall submit to the Rail Transit Safety Section plans and schedules for implementing all recommended corrective actions contained in the final security report. Those plans and schedules shall be submitted no later than 45 days from the effective date of this resolution.

3. The San Francisco Municipal Transportation Agency shall complete and implement all recommended corrective actions contained in the report, in accordance with the plans and schedules submitted to the Rail Transit Safety Section.
4. The San Francisco Municipal Transportation Agency shall prepare and provide monthly status reports to the Rail Transit Safety Section. The reports shall contain detailed information on the implementation of all remaining recommended corrective actions contained in the final security review report. Monthly status reports shall be provided until all recommended corrective actions are implemented and completed.
5. This resolution is effective today.

I certify that this resolution was adopted by the Public Utilities Commission at its regular meeting held on September 5, 2013. The following Commissioners voting favorably thereon:

PAUL CLANON
Executive Director

ATTACHMENT A